

**IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF ARKANSAS  
WESTERN DIVISION**

**DOYLE E. TULLOS** **PLAINTIFF**

**v.** **No. 4:18-cv-926-DPM**

**BIOMET, INC., et al.** **DEFENDANTS**

**JOHNNY LUCAS** **PLAINTIFF**

**v.** **No. 4:19-cv-161-DPM**

**BIOMET ORTHOPEDICS LLC, et al.** **DEFENDANTS**

**GARY SANDEN and SUSAN SANDEN** **PLAINTIFFS**

**v.** **No. 4:19-cv-162-DPM**

**BIOMET, INC., et al.** **DEFENDANTS**

**DILLARD SHERRILL and  
PATRECA M. SHERRILL** **PLAINTIFFS**

**v.** **No. 4:19-cv-163-DPM**

**BIOMET ORTHOPEDICS LLC, et al.** **DEFENDANTS**

**VALENA HONEYCUTT** **PLAINTIFF**

**v.** **No. 4:19-cv-216-DPM**

**JOHN CUCKLER, M.D., et al.** **DEFENDANTS**

## ORDER

For the reasons stated on the record at the 8 May 2019 hearing, the Court made the following rulings.

1. Lucas and Sherrill's motion to consolidate trials, *No. 195* in No. 4:19-cv-161, is denied without prejudice.

2. By agreement, the Court will enter the Protective Order entered in the MDL, Exhibit C to *No. 242* in No. 3:12-md-2391, with some minor amendments in all these cases by separate Order.

3. The Court consolidates pretrial proceedings in all five of these cases. FED. R. CIV. P. 42(a)(3). No. 4:18-cv-926-DPM is the lead case; all filings must be made in that case number. As discussed at the hearing, the Court directs the parties to confer and propose a draft scheduling order using the Court's architecture. Joint proposal due by 31 May 2019.

4. Biomet must file a notice, also by 31 May 2019, about other cases in the MDL that may be remanded to this Court.

So Ordered.

*D.P. Marshall Jr.*

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D.P. Marshall Jr.  
United States District Judge

*9 May 2019*